

CENTRAL FAX CENTER

AUG 22 2005

This facsimile message and its contents are legally privileged and confidential information intended solely for the use of the addressee. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, copying or other use of this message and its contents is strictly prohibited. If you have received this telecopy in error, please notify us immediately by telephone and return the original message to us at the address shown below via the Postal Service. Thank You.

**ALSTON & BIRD LLP**

3201 Beechleaf Court, Suite 600  
Raleigh, NC 27604-1062  
919-862-2200  
Fax: 919-862-2260

**TELECOPY****PLEASE DELIVER AS SOON AS POSSIBLE****Date:**

August 22, 2005

**Recipient:**

Examiner Ashutosh Upreti

**Company:**

USPTO

**Fax Number:**

1-571-273-8300

**Voice Number:**

1-571-272-7428

**Sender:**

Kevin R. Lyn

**Message:**In re: Marcelpoil *et al.*

Confirmation No.: 2510

Appl No.: 09/957,446

Group Art Unit: 2623

Filed: September 19, 2001

Examiner: Upreti, Ashutosh

For: METHOD FOR QUANTITATIVE VIDEO-MICROSCOPY AND  
ASSOCIATED SYSTEM AND COMPUTER SOFTWARE PROGRAM PRODUCT

Please see the attached Amendment (34 pages) in reference to the above-identified U.S. patent application.

Number of Pages: (including cover page) 35

**IF NOT RECEIVED PROPERLY, PLEASE NOTIFY US IMMEDIATELY AT 919-862-2221.**

USER CODE: LYNKE	REQUESTED BY: Kevin Lyn
CLIENT/MATTER: 046143/207206	OPERATOR:

RTA01/2172568v1

RECEIVED  
CENTRAL FAX CENTER  
AUG 22 2005  
PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No.: 09/957,446 Confirmation No.: 2510  
Applicant(s): Marcelpoil *et al.*  
Filed: September 19, 2001  
Art Unit: 2623  
Examiner: Upreti, Ashutosh  
Title: METHOD FOR QUANTITATIVE VIDEO-MICROSCOPY AND  
ASSOCIATED SYSTEM AND COMPUTER SOFTWARE PROGRAM  
PRODUCT

Docket No.: 035735/207206  
Customer No.: 00826

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT**  
**37 C.F.R. § 1.121**

Sir:

In response to the Office Action dated June 15, 2005, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims beginning on page 2 of this paper.

**Remarks/Arguments** begin on page 23 of this paper.

RTA01/2187770v1